

REMARKS:

The Office action mailed April 14, 2006 has been received and carefully considered. Applicant is filing herewith a Request for Continued Examination. Reconsideration of the application is respectfully requested in view of the following remarks, the accompanying Declaration of Dr. Roger Jackson and the filing of the RCE,.

The Claims of the present application stand rejected based upon Morrison (6,296,642) and in the case of Claim 11 also Reed. In an amendment filed February 26, 2003, applicant sought to avoid application of the Morrison patent as prior art under 35 U.S.C. 102(e) by showing that applicant had conceived of the invention prior to the filing of the Morrison application on November 9, 1998 and also reduced the invention to practice with due diligence and/or prior to the Morrison filing. Applicant submitted his Declaration supporting the position that his invention was prior to filing of Morrison. At the time of filing of the February 26, 2003 amendment, applicant believed that only titanium prototypes had survived and could only attest to the existence of such, although applicant was aware that earlier prototypes had been produced.

In view of the last Office action, applicant again went through his extensive collection of prototypes in this field. In a box of his parts at the machine shop which he uses, he found


two stainless steel prototypes that are both closures having reverse angle threads. These closures were made in the Summer of 1997 more than a year prior to the filing of the Morrison application. A Supplemental Declaration of Dr. Jackson is submitted herewith to support the evidence regarding reduction to practice of this invention.

In view of this evidence it is urged that both conception and reduction to practice of Dr. Jackson's closures occurred not later than the Summer of 1997 and more than a year prior to the filing of Morrison. Consequently, it is urged that the rejection of Dr. Jackson's claims as being anticipated under 35 U.S.C. 102(e) be withdrawn.

The Examiner is invited to contact the undersigned by telephone, if prosecution of this application can be expedited thereby.

Respectfully Submitted,

JCM:psp
PO Box 30069
Kansas City, Missouri
64112
Phone: (816) 531-3470

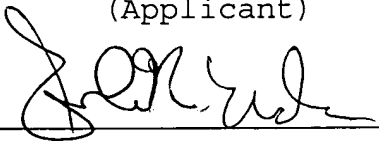


John C. McMahon
Reg. No. 29,415
Attorney

I hereby certify that this
correspondence is being deposited
with the United States Postal
Service as first class mail in an
envelope addressed to:
Mail Stop Amendment
Commissioner For Patents,
P.O. Box 1450,
Alexandria, VA 22313-1450 on
October 12, 2006.

Roger P. Jackson
(Applicant)

By



October 12, 2006

(Date of Signature)